

Kb

BEFORE THE UNITED STATES JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

In re:

23ANDME, INC.,

MDL No. 1:23-P-47

**FILED**

DEC 29 2023 JB

THOMAS G. BRUTON  
CLERK, U.S. DISTRICT COURT

**MOTION FOR TRANSFER AND  
CONSOLIDATION OF DEFENDANT 23ANDME, INC.  
LITIGATION PURSUANT TO 28 U.S.C. § 1407**

Pursuant to 28 U.S.C. § 1407 and Judicial Panel on Multi-District Litigation (“JPML”) Rule 6.2, Defendants 23andMe, Inc., 23andMe Pharmacy Holdings, Inc., 23andMe Holding Co. (collectively, “23andMe”) respectfully move the Panel for an Order transferring the currently-filed cases listed in the attached Schedule of Actions (collectively, “the Actions”), as well as any cases subsequently filed involving similar facts or claims (“tag-along cases”), to the United States District Court for the Northern District of California. The motion is supported by the accompanying memorandum of law and exhibits, Schedule of Actions, a copy of the complaint and docket for each of the Actions, and a proof of service.

Respectfully submitted,

DATED: December 21, 2023

By: /s/ Ian C. Ballon

Ian C. Ballon

GREENBERG TRAURIG, LLP

Ballon@gtlaw.com

1900 University Avenue, 5th Floor

East Palo Alto, California 94303

Tel: 650-289-7881; Fax: 650-462-7881

Attorneys for Defendants 23andMe, Inc., 23andMe  
Pharmacy Holdings, Inc., 23andMe Holding Co.

KG

**BEFORE THE UNITED STATES JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION**

In re:

23ANDME, INC.,

MDL No. 1:23-P-47

**MEMORANDUM OF LAW IN SUPPORT OF MOTION FOR TRANSFER  
AND CONSOLIDATION OF 23ANDME, INC.  
LITIGATION PURSUANT TO 28 U.S.C. § 1407**

## TABLE OF CONTENTS

I.	INTRODUCTION .....	6
II.	FACTUAL AND PROCEDURAL BACKGROUND.....	7
III.	ARGUMENT .....	8
A.	The Actions Satisfy the Requirements of Section 1407 .....	8
1.	The Actions Involve Common Factual Allegations.....	8
2.	Centralization Is Necessary to Protect Against Inconsistent Judgments and Duplicative Discovery .....	9
3.	Consolidation and Transfer Will Serve the Convenience of the Parties and Witnesses .....	10
4.	There is Sufficient Numerosity to Support Transfer and Consolidation .....	11
B.	The Actions Should be Consolidated in The Northern District of California .....	12
IV.	CONCLUSION.....	14

**TABLE OF AUTHORITIES****Page(s)****Federal Cases**

<i>In re Air West, Inc. Sec. Litig.</i> , 384 F. Supp. 609 (J.P.M.L. 1974).....	8
<i>In re Alodex Corp.</i> , 380 F. Supp. 790 (J.P.M.L. 1974).....	11
<i>In re Amoxicillin Patent &amp; Antitrust Litig.</i> , 449 F. Supp. 601 (J.P.M.L. 1978).....	11
<i>In re Arc Airbag Inflators Prods. Liab. Litig.</i> , 648 F. Supp. 3d 1378 (J.P.M.L. 2022).....	10
<i>Bacus v. 23andMe, Inc.</i> 1:23-cv-16828 (N.D. Ill. 2023) .....	7
<i>In re Capital One Customer Data Sec. Breach Litig.</i> , 396 F. Supp. 3d 1364 (E.D. Va. 2020) .....	8
<i>In re Cessna Aircraft Distrib'ship Antitrust Litig.</i> , 460 F. Supp. 159 (J.P.M.L. 1978).....	8
<i>In re Charlotte Russe, Inc. FACTA Litig.</i> , 505 F. Supp. 2d 1377 (J.P.M.L. 2007).....	11
<i>In re Clark Oil &amp; Refining Corp. Antitrust Litigation</i> , 364 F. Supp. 458 (J.P.M.L. 1969).....	11
<i>Conseco Life Ins. Cost of Ins. Lit.</i> , 323 F. Supp. 2d 1381, 1383 (J.P.M.L. 2004).....	12
<i>In re Crown Life Premium Litig.</i> , 178 F. Supp. 2d 1365 (J.P.M.L. 2001).....	12
<i>In re Equifax, Inc., Customer Data Sec. Breach Litig.</i> , 298 F. Supp. 3d 1322 (J.P.M.L. 2017).....	13
<i>In re Foot Locker, Inc. Wage &amp; Hour Litig.</i> , 787 F. Supp. 2d 1364 (J.P.M.L. 2011).....	11
<i>In re General Adjustment Bureau Antitrust Litigation</i> , 375 F. Supp. 1405 (J.P.M.L. 1973).....	8
<i>Gill v. 23andMe, Inc.</i> , 8:23-cv-02387 FWS (C.D. Cal. 2023).....	7





1	<i>In re Glaceau VitaminWater Mktg. &amp; Sales Practices Litig.</i> ,	11
2	764 F. Supp. 2d 1349 (J.P.M.L. 2011).....	
3	<i>In re Home Depot, Inc. Customer Data Sec. Breach Litig.</i> ,	10, 12
4	65 F. Supp. 3d 1398 (J.P.M.L. 2014).....	
5	<i>In re Hypodermic Prods. Antitrust Litig.</i> ,	13
6	408 F. Supp. 2d 1356 (J.P.M.L. 2007).....	
7	<i>In re Kia Hyundai Vehicle Theft Litig.</i> ,	10
8	2022 U.S. Dist. LEXIS 230160 (J.P.M.L. Dec. 13, 2022),	
9	transferred, 2023 U.S. Dist. LEXIS 102833 (C.D. Cal. June 13, 2023) .....	
10	<i>In re Land Rover LR3 Tire Wear Products Liab. Litig.</i> ,	12
11	598 F. Supp. 2d 1384 (J.M.P.L. 2009).....	
12	<i>In re Marriott Int'l, Inc.</i> ,	13
13	363 F. Supp. 3d 1372 (J.P.M.L. 2019).....	
14	<i>In re MOVEit Customer Data Sec. Breach Litig.</i> ,	8, 12, 13
15	2023 WL 6456749 (J.P.M.L. Oct. 4, 2023) .....	
16	<i>In re Phila. Life Ins. Co. Sales Practices Litig.</i> ,	11
17	149 F. Supp. 2d 937 (J.P.M.L. 2001).....	
18	<i>In re Proton-Pump Inhibitor Prods. Liab. Litig. (No. II)</i> ,	9
19	261 F. Supp. 3d (J.P.M.L. 2017).....	
20	<i>Santana et al. v. 23andMe, Inc.</i> ,	7, 12
21	3:23-cv-05147-EMC (N.D. Cal. 2023) .....	
22	<i>In re Schnuck Markets, Inc., Customer Data Sec. Breach Litig.</i> ,	10, 11, 13
23	978 F. Supp. 2d 1379 (J.P.M.L. 2013).....	
24	<i>In re: Supervalu, Inc., Customer Data Sec. Breach Litig.</i> ,	8, 13
25	67 F. Supp. 3d 1377 (J.P.M.L. 2014).....	
26	<i>In re: Target Corp. Customer Data Sec. Breach Litig.</i> ,	9, 13
27	11 F. Supp. 3d 1338 (J.P.M.L. 2014).....	
28	<i>In re Wireless Tel. Fed. Cost Recovery Fees Litig.</i> ,	12
	293 F. Supp. 2d 1378 (J.P.M.L. 2003).....	
	<i>In re Wireless Tel. Replacement Protection Programs Litig.</i> ,	11
	180 F. Supp. 2d 1381 (J.P.M.L. 2002).....	
	<i>In re Wireless Telephone 911 Calls Litig.</i> ,	9
	259 F. Supp. 2d 1372 (J.P.M.L. 2003).....	

1	<i>In re Yosemite National Park Hantavirus Litigation,</i>	
2	24 F. Supp. 3d 1370 (J.P.M.L. 2014).....	9
3	<i>In re Zappos.com, Inc., Customer Data Sec. Breach Litig.,</i>	
4	867 F. Supp. 2d 1357 (J.P.M.L. 2012).....	13
5	<b>State Cases</b>	
6	<i>Morgenstern v. 23andMe,</i>	
7	T-23-1490 (San Francisco County Superior Court, December 4, 2023) .....	7
8	<i>Vasquez v. 23andMe Inc.</i>	
9	23CV424996 (California Superior Court - Santa Clara County Oct. 31, 2023).....	7
10	<b>Federal Statutes</b>	
11	28 U.S.C. § 1407.....	6, 7, 8, 9, 10, 11, 12
12	28 U.S.C. § 1407(a) .....	8

1       **I. INTRODUCTION**

2           23andMe, Inc., 23andMe Pharmacy Holdings, Inc., 23andMe Holding Co. (collectively,  
3 “23andMe”) respectfully move for an Order transferring the thirty-one (31) cases listed in the attached  
4 Schedule of Actions (individually, an “Action,” and collectively, “the Actions”), as well as any cases  
5 subsequently filed involving similar facts or claims (“tag-along cases”), to the United States District Court  
6 for the Northern District of California for consolidated pretrial proceedings. The Actions are textbook  
7 examples of cases appropriate for consolidation and transfer pursuant to 28 U.S.C. § 1407.

8           The Actions all assert claims arising from an alleged data security incident in which, as a result of  
9 23andMe users recycling their 23andMe passwords on multiple platforms apart from 23andMe, an  
10 unauthorized actor was able to access certain 23andMe customer profile information that such customers  
11 chose to make available to their genetic relatives through the 23andMe application (the “Incident”). Each  
12 Action arises from the same set of alleged facts, and the judges in each Action will be required to oversee  
13 much of the same discovery and rule on common issues including standing, affirmative defenses, and  
14 standard of care. Litigation of the core issues and defenses will involve substantially the same fact  
15 discovery, including discovery related to the Incident, the putative classes, and fact and expert witness  
16 depositions. Centralization will serve the interests of the parties and the District Courts by greatly  
17 enhancing efficiency and convenience and will further prevent parallel litigation in multiple courts that  
18 risks inconsistent outcomes and duplicative work.

19           Based on the large (and increasing) number of actions, jurisdictions, and counsel involved, informal  
20 coordination is not a viable alternative to streamline the pretrial litigation process. Consolidating the  
21 Actions for pretrial matters will further the interests of efficiency while not causing any material delay.  
22 The Actions were recently filed, no discovery has occurred, no depositions have been conducted, and  
23 motions in response to the complaints and for class certification are months away. The time is, therefore,  
24 appropriate for multi-district treatment.

25           Thus, 23andMe respectfully requests that all the related cases be consolidated in the Northern  
26 District of California pursuant to 28 U.S.C. § 1407.



II. FACTUAL AND PROCEDURAL BACKGROUND

23andMe is a genomics and biotechnology company with its principal place of business in South San Francisco, California. In and around the beginning of October 2023, 23andMe learned that certain customer profile information was accessed without permission as a result of a subset of 23andMe users recycling, and not updating, their 23andMe passwords on other platforms and websites that had been the subject of earlier data breaches.

Following 23andMe's prompt disclosure of the Incident on October 6, 2023, consumers claiming that their information was involved in the Incident began filing putative class action lawsuits across the country. The first Action was filed on October 9, 2023 in the Northern District of California by plaintiffs Monica Santana and Paula Kleynburd. *See Santana et al. v. 23andMe, Inc.*, 3:23-cv-05147-EMC. Since then, approximately thirty-two (32) additional putative class action lawsuits have been filed by alleged 23andMe customers in state and federal courts around the country. Of the Actions, the majority (twenty-nine) have been filed in the Northern District of California, but two are pending outside of that District in the Central District of California and Northern District of Illinois. *Gill v. 23andMe, Inc.*, 8:23-cv-02387 FWS (DFMx); *Bacus v. 23andMe, Inc.* 1:23-cv-16828.<sup>1</sup>

On November 30, 2023, Judge Chen issued an Order Relating Cases, finding twenty-two Actions pending in the Northern District of California are related to the earlier-filed *Santana* action. *See* ECF No. 33.<sup>2</sup> The last action against 23andMe was filed on December 15, 2023. *Rivers v. 23andMe Holding Co., 23andMe, Inc.*, 3:23-cv-06481. Given the ongoing filing of putative class actions over the last two-and-a-half months, 23andMe expects that lawsuits allegedly arising from the Incident will continue to be filed.

The Actions all encompass the same nationwide class of persons in the United States, and all actions arise from the same alleged security breach.

<sup>1</sup> There are also two California lawsuits alleging state sub-classes in which the named Plaintiffs reside. *Vasquez v. 23andMe Inc.* 23CV424996 (California Superior Court - Santa Clara County Oct. 31, 2023); *Morgenstern v. 23andMe*, T-23-1490 (San Francisco County Superior Court, December 4, 2023). The *Vasquez* and *Morgenstern* matters will not be removed to federal court, because their classes consist exclusively of, and are limited to, California citizens, so there is no diversity of citizenship and thus no basis for removal under CAFA. *See Vasquez* Compl. ¶¶ 67, 68; *Morgenstern* Compl. ¶ 51.

<sup>2</sup> The Order Relating Cases (ECF No. 33) provides that the cases below, by case number, are related to this action and have been reassigned to Judge Chen: 3:23-cv-05200-EMC; 3:23-cv-05579-EMC; 3:23-cv-05281-EMC; 3:23-cv-05178-EMC; 3:23-cv-05198-EMC; 3:23-cv-05234-EMC; 3:23-cv-05259-EMC; 3:23-cv-05302-EMC; 3:23-cv-05323-EMC; 3:23-cv-05332-EMC; 3:23-cv-05341-EMC; 3:23-cv-05345-EMC; 3:23-cv-05369-EMC; 3:23-cv-05419-EMC; 3:23-cv-05439-EMC; 3:23-cv-05464-EMC; 3:23-cv-05541-EMC; 3:23-cv-05548-EMC; 3:23-cv-05565-EMC; 3:23-cv-05635-EMC; 3:23-cv-05677-EMC; 3:23-cv-05717-EMC; 3:23-cv-05768-EMC; 3:23-cv-05779-EMC.



1       **III.     ARGUMENT**

2               **A.     The Actions Satisfy the Requirements of Section 1407**

3               Section 1407 authorizes transfer and consolidation of actions pending in different federal courts  
4 where there are “common questions of fact,” and transfer “will be for the convenience of parties and  
5 witnesses” and “will promote the just and efficient conduct of such actions.” 28 U.S.C. § 1407(a). The  
6 Panel balances these three criteria towards the overall statutory purpose of achieving efficiencies in the  
7 pretrial process; no individual criteria is determinative. *In re Cessna Aircraft Distrib’ship Antitrust Litig.*,  
8 460 F. Supp. 159, 161-62 (J.P.M.L. 1978). Each is satisfied here.

9                       **1.   The Actions Involve Common Factual Allegations**

10              When evaluating the propriety of transfer of an action under Section 1407, the Panel must first  
11 determine whether common factual issues are present. *In re General Adjustment Bureau Antitrust*  
12 *Litigation*, 375 F. Supp. 1405, 1406 (J.P.M.L. 1973). “[W]hen two or more complaints assert comparable  
13 allegations against identical defendants based upon similar transactions and events, common factual  
14 questions are presumed.” *In re Air West, Inc. Sec. Litig.*, 384 F. Supp. 609, 611 (J.P.M.L. 1974); *see also*  
15 *In re Capital One Customer Data Sec. Breach Litig.*, 396 F. Supp. 3d 1364, 1365 (E.D. Va. 2020) (the  
16 Panel determined that Centralization actions involving same data security breach was warranted because  
17 actions involved common questions of fact); *In re: Supervalu, Inc., Customer Data Sec. Breach Litig.*, 67  
18 F. Supp. 3d 1377, 1378 (J.P.M.L. 2014) (centralizing proceedings because “actions share factual questions  
19 arising from a data security breach . . . [a]ll of the actions involve allegations that customers’ personal  
20 financial information was compromised as a result of this data security breach”).

21              Here, the Actions all involve substantially similar legal theories arising from the same alleged  
22 facts—an unauthorized actor’s alleged access to customer information provided by 23andMe users—and  
23 all involve the same putative class of persons in the United States and putative sub-classes of persons in  
24 various states across the country. Thus, common factual questions are presumed. *In re Air West*, 384 F.  
25 Supp. at 611.

26              That the Actions contain different claims are asserted under different consumer protection statutes  
27 does not weigh against consolidation and transfer under Section 1407. “The mere fact that divergent legal  
28 theories are asserted arising out of the same substantive claims and allegations presents no bar to a Section

1 1407 transfer.” *Id.*; see also *In re MOVEit Customer Data Sec. Breach Litig.*, 2023 WL 6456749, at \*3  
2 (J.P.M.L. Oct. 4, 2023) (consolidating security breach cases involving different defendants and claims  
3 because “parties can obtain significant efficiencies by placing all actions concerning the vulnerabilities in  
4 the [] software before a single judge.”). Further, 23andMe will assert the same or substantially similar  
5 defenses across nearly all Actions, which further supports centralization. For example, in *In re Yosemite*  
6 *National Park Hantavirus Litigation*, 24 F. Supp. 3d 1370, 1370 (J.P.M.L. 2014), the Panel consolidated  
7 actions because “not only will these actions involve common questions with regard to the alleged  
8 negligence of the defendants, but it is anticipated that the United States will assert jurisdictional defenses  
9 under the Federal Tort Claims Act (FTCA).” As the Panel concluded, “such defenses . . . often entail  
10 complicated and lengthy discovery practice. Such discovery will be common across all the actions.” *Id.*  
11 The same is true of the Actions here.

12 **2. Centralization Is Necessary to Protect Against Inconsistent Judgments and**  
13 **Duplicative Discovery**

14 Courts have found that centralization under Section 1407 is appropriate to “eliminate duplicative  
15 discovery; prevent inconsistent pretrial rulings” (especially with respect to class certification), and  
16 “conserve the resources of the [] parties, their counsel, and the judiciary.” *In re: Target Corp. Customer*  
17 *Data Sec. Breach Litig.*, 11 F. Supp. 3d 1338, 1339 (J.P.M.L. 2014) (centralizing data security breach  
18 actions”); *In re Wireless Telephone 911 Calls Litig.*, 259 F. Supp. 2d 1372, 1373 (J.P.M.L. 2003).  
19 Centralization promotes judicial economy because the transferee judge can order coordinated briefing and  
20 other appropriate mechanisms to screen non-meritorious claims and issue categorical rulings that apply to  
21 multiple cases. See *In re Proton-Pump Inhibitor Prods. Liab. Litig. (No. II)*, 261 F. Supp. 3d at 1354–55  
22 (J.P.M.L. 2017) (noting that the transferee judge “can employ any number of techniques, such as  
23 establishing separate discovery and motion tracks, to manage pretrial proceedings efficiently” and “has  
24 substantial discretion to refine the litigation’s parameters”).

25 Here, transfer and consolidation of the Actions is necessary to conserve court resources and reduce  
26 duplicative discovery. Without consolidation, discovery will necessarily be repeated across the Actions,  
27 because the Actions arise from the same events, allege compromise of the same information, and likely  
28 entail the same relevant documents. The number of different jurisdictions, different judges, different



1 schedules, and different plaintiffs' counsel make informal coordination of these cases highly impracticable  
2 and burdensome on the parties, third parties, and the various courts. Expert discovery related to damages  
3 or liability issues will necessarily overlap in each action. Transfer is appropriate to mitigate these redundant  
4 proceedings.

5 Transfer is also necessary to avoid inconsistent rulings if the Actions proceed separately.  
6 23andMe's defenses, including plaintiffs' comparative liability and those based on lack of standing and the  
7 economic loss rule, are similar in each case. Further, because the Actions involve the same putative class,  
8 class certification should be decided in one proceeding, not by many courts with jurisdiction over the same  
9 putative class. The potential for inconsistent rulings warrants transfer and consolidation. *See In re Home*  
10 *Depot, Inc. Customer Data Sec. Breach Litig.*, 65 F. Supp. 3d 1398, 1399 (J.P.M.L. 2014) ("All of the  
11 actions contain allegations that customers' personal financial information was compromised as a result of  
12 this data security breach. Centralization thus will . . . prevent inconsistent pretrial rulings, particularly with  
13 respect to class certification").

14 The procedural posture of the Actions supports consolidation. *E.g., In re Schmuck Markets, Inc.,*  
15 *Customer Data Sec. Breach Litig.*, 978 F. Supp. 2d 1379, 1381 (J.P.M.L. 2013) (concluding "centralization  
16 is most appropriate now," at early stage where data breach affected millions of customers, before  
17 "additional tag-along actions also may be filed in this litigation."). To date, no discovery has been  
18 propounded, no responsive pleadings have been filed, the deadline to respond to the pleadings has been  
19 extended until at least January 2, 2024, and the schedule for briefing class certification has not been set.  
20 No party has been forced to incur the costs and expend the efforts to propound discovery or engage in  
21 motion practice in an Action. The Panel should intervene at this early stage to transfer the Actions for  
22 coordinated or consolidated pretrial proceedings before additional actions will be filed.

23 **3. Consolidation and Transfer Will Serve the Convenience of the Parties and**  
24 **Witnesses**

25 Transfer under 28 U.S.C.S. § 1407 is appropriate only where, as here, transfer serves the  
26 convenience of parties and witnesses. Consolidation and transfer will best serve the convenience of  
27 23andMe and the majority of plaintiffs. 23andMe has its headquarters near the Northern District of  
28 California, and most of the plaintiffs purport to be residents of that district. Conversely, proceeding outside

1 the Northern District of California is prejudicial to both parties, especially 23andMe, given its presence in  
2 South San Francisco. *In re Arc Airbag Inflators Prods. Liab. Litig.*, 648 F. Supp. 3d 1378, 1380 (J.P.M.L.  
3 2022); *In re Kia Hyundai Vehicle Theft Litig.*, 2022 U.S. Dist. LEXIS 230160 (J.P.M.L. Dec. 13, 2022),  
4 transferred, 2023 U.S. Dist. LEXIS 102833 (C.D. Cal. June 13, 2023) (holding that Central District of  
5 California was appropriate forum where the main defendants were based in Orange County, California  
6 because centralization served convenience of parties and witnesses, promoted just and efficient conduct of  
7 litigation, and offered substantial opportunity to streamline pretrial proceedings).

8 Declining to consolidate these cases will result in significant prejudice to 23andMe because of the  
9 likelihood that additional actions will be filed, potentially in other districts. *See In re Schnuck.*, 978 F. Supp.  
10 2d at 1381; *In re Glaceau VitaminWater Mktg. & Sales Practices Litig.*, 764 F. Supp. 2d 1349, 1351  
11 (J.P.M.L. 2011) (consolidating three putative class actions where “it seems likely that additional related  
12 actions could be filed”). *See In re Foot Locker, Inc. Wage & Hour Litig.*, 787 F. Supp. 2d 1364 (J.P.M.L.  
13 2011) (centralizing four putative class actions because discovery for the defendant would overlap and  
14 because related class actions may arise); *In re Charlotte Russe, Inc. FACTA Litig.*, 505 F. Supp. 2d 1377,  
15 1378 (J.P.M.L. 2007) (ordering transfer of two putative class actions and one tag-along class action that  
16 raised common issues). Thus, this Motion should be granted, and the Actions consolidated before one court.

#### 17 **4. There is Sufficient Numerosity to Support Transfer and Consolidation**

18 There have already been 32 cases filed regarding this matter in the United States. Moreover, it is  
19 likely that additional cases will be filed, potentially in a multitude of additional districts, making transfer  
20 and consolidating essential. *E.g., In re Schnuck*, 978 F. Supp. 2d at 1381. The Panel has routinely ordered  
21 transfer and consolidation of five or fewer cases. *See In re Wireless Tel. Replacement Protection Programs*  
22 *Litig.*, 180 F. Supp. 2d 1381, 1382 (J.P.M.L. 2002) (granting transfer and centralization of three consumer  
23 protection cases and determining that pending motions can be presented to and decided by the transferee  
24 judge); *In re Phila. Life Ins. Co. Sales Practices Litig.*, 149 F. Supp. 2d 937, 938 (J.P.M.L. 2001) (granting  
25 transfer of two deceptive insurance sales cases and finding that such transfer would promote the just and  
26 efficient conduct of the litigation); *In re Amoxicillin Patent & Antitrust Litig.*, 449 F. Supp. 601, 603  
27 (J.P.M.L. 1978) (granting transfer of three cases involving patent and antitrust issues); *In re Alodex Corp.*,  
28 380 F. Supp. 790, 791 (J.P.M.L. 1974) (granting transfer of three securities actions).



1 The Panel can consolidate cases that are pending in as few as two District Courts. For example, in  
2 *In re Clark Oil & Refining Corp. Antitrust Litigation*, 364 F. Supp. 458, 459 (J.P.M.L. 1969), the Panel  
3 granted Illinois plaintiffs' motion to transfer an action pending in the Eastern District of Wisconsin to the  
4 Northern District of Illinois for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C.  
5 §1407. The plaintiff in the Wisconsin action opposed the motion, arguing that "the minimal number of  
6 cases and relative simplicity of the common factual questions" support denial of the motion. *Id.* at 459.  
7 The panel rejected this argument finding that "the greater complexity of factual issues presented [] and the  
8 presence of competing requests for class designation" made transfer necessary to avoid duplication of  
9 discovery and the possibility of inconsistent rulings. *Id.*

10 There is sufficient authority for transfer and consolidation of the actions against 23andMe.

11 **B. The Actions Should be Consolidated in The Northern District of California**

12 The Northern District of California is the most appropriate venue for centralization of the Actions.  
13 The Panel tends to favor consolidation at the site of the first-filed and most advanced action. *See, e.g., In*  
14 *re Land Rover LR3 Tire Wear Products Liab. Litig.*, 598 F. Supp. 2d 1384, 1386 (J.M.P.L. 2009) ("The  
15 Central District of California is an appropriate transferee forum because the first-filed and most  
16 procedurally advanced actions are pending there."); *In re Wireless Tel. Fed. Cost Recovery Fees Litig.*, 293  
17 F. Supp. 2d 1378, 1380 (J.P.M.L. 2003) (transferring cases to a district which, among other things, presides  
18 over "the first-filed and furthest advanced actions"). Here, the first-filed action, *Santana et al. v. 23andMe,*  
19 *Inc.*, was filed in the Northern District of California on October 9, 2023.

20 Moreover, the majority (29) of the actions are pending in the Northern District of California. This,  
21 too, militates towards consolidation in the Northern District of California. *In re Home Depot*, 65 F. Supp.  
22 3d at 1400 (centralizing data breach actions to district near defendant's headquarters since "[n]ineteen of  
23 the thirty-one actions and potential tag-along actions" were pending there, and "the district is easily  
24 accessible for the parties in this litigation"); *Conseco Life Ins. Cost of Ins. Lit.*, 323 F. Supp. 2d 1381, 1383  
25 (J.P.M.L. 2004) (centralizing where a "plurality of cases" were pending). The Actions pending in the  
26 Northern District of California will likely encompass the greatest number of potential class members. The  
27 Actions pending outside the Northern District of California are brought on behalf of putative classes of  
28 only California and Illinois residents, as compared to the putative nationwide classes that plaintiffs in the



1 Northern District of California Actions seek to represent. *See In re MOVEit*, 2023 WL 6456749, at \*3  
2 (“While we are aware that centralization may pose some inconvenience to some parties, in deciding issues  
3 of transfer under Section 1407, we look to the overall convenience of the parties and witnesses, not just  
4 those of a single plaintiff or defendant in isolation.”); *In re Crown Life Premium Litig.*, 178 F. Supp. 2d  
5 1365, 1366 (J.P.M.L. 2001) (“[W]hile transfer of a particular action might inconvenience some parties to  
6 that action, such a transfer often is necessary to further the expeditious resolution of the litigation taken as  
7 a whole.”).

8 Further, 23andMe is headquartered in Northern District of California, providing another basis for  
9 transferring all federal actions (and possible tag-along actions) to the District. Because its principal place  
10 of business is in the Northern District of California, most witnesses and documents—e.g., its servers and  
11 its employees handling the Incident—will be located in the District. *See In re Zappos.com, Inc., Customer*  
12 *Data Sec. Breach Litig.*, 867 F. Supp. 2d 1357, 1358 (J.P.M.L. 2012) (transferring to district that “has the  
13 strongest connection to this litigation, inasmuch as [defendant] is based [there] . . . personnel who  
14 responded to the data breach are located in this district, as are the servers from which customer data was  
15 obtained, in addition to other potentially relevant documents and witnesses”). The Panel has consistently  
16 transferred data breach cases coordinated as MDLs to the district where the defendant is headquartered, as  
17 “relevant documents and witnesses thus likely will be found there.” *E.g., In re Equifax, Inc., Customer*  
18 *Data Sec. Breach Litig.*, 298 F. Supp. 3d 1322, 1326 (J.P.M.L. 2017); *In re Marriott Int’l, Inc.*, 363 F. Supp.  
19 3d 1372, 1374–75 (J.P.M.L. 2019) (same); *In re Target*, 11 F. Supp. 3d at 1339 (same); *In re Supervalu*,  
20 67 F. Supp. 3d at 1378 (same); *In re Schnuck*, 978 F. Supp. 2d at 1381–82 (same); *In re Zappos.com*, 867  
21 F. Supp. 2d at 1358 (same).

22 Since 23andMe’s records, principals, and employees are in the Northern District of California,  
23 centralization in that district will allow potential 23andMe witnesses and persons most qualified to  
24 participate in discovery more freely. A proposed transferee forum’s accessibility to parties and witnesses  
25 is a factor that the Panel has given significant weight in choosing transferee forums. *See, e.g., In re MOVEit*,  
26 2023 WL 6456749, at \*3 (“Relevant employees likely are based in this district, where potentially relevant  
27 databases, documents, witnesses, and other evidence also may be found”); *In re Hypodermic Prods.*  
28

1 *Antitrust Litig.*, 408 F. Supp. 2d 1356, 1357 (J.P.M.L 2007) (choosing transferee forum, in part, because it  
2 was “easily accessible”).<sup>3</sup>

3 For all of these reasons, the Northern District of California is the appropriate choice for the MDL  
4 proceedings.

5 **IV. CONCLUSION**

6 For the reasons stated in this Memorandum and accompanying Motion, 23andMe respectfully  
7 requests that this Panel enter an order transferring the actions on the attached Schedule of Actions to the  
8 Northern District of California for consolidated pretrial proceedings.

9 DATED: December 21, 2023

GREENBERG TRAURIG, LLP

11 By: /s/ Ian C. Ballon

12 Ian C. Ballon

13 GREENBERG TRAURIG, LLP

14 Ballon@gtlaw.com

15 1900 University Avenue, 5th Floor

16 East Palo Alto, California 94303

17 Tel: 650-289-7881; Fax: 650-462-7881

18 Attorneys for Defendant, 23andMe, Inc., 23andMe  
19 Pharmacy Holdings, Inc., 23andMe Holding Co.

27 <sup>3</sup> Additionally, the presence of numerous state court actions near the Northern District of California also weighs in favor of  
28 transfer and consolidation there. *E.g., In re Zappos.com*, 867 F. Supp. 2d at 1358 (“With a pending Nevada state court action, centralization in the District of Nevada will facilitate coordination between the federal and state court action.”).

**BEFORE THE UNITED STATES JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION**

In re 23andMe, INC. MDL No. 1:23-P-47

**SCHEDULE OF ACTIONS**

Case Captions	Court	Civil Action No.	Judge
<b>Plaintiffs:</b> Monica Santana And Paula Kleynburd, On Behalf Of Themselves And All Others Similarly Situated <b>Defendant:</b> 23andMe, Inc.	Northern District of California (San Francisco Division)	3:23-cv-05147	Hon. Edward M. Chen
<b>Plaintiff:</b> Kerry Lamons, Individually and on behalf of all others similarly situated <b>Defendant:</b> 23andMe, Inc.	Northern District of California (San Francisco Division)	5:23-cv-05178	Hon. Edward M. Chen
<b>Plaintiff:</b> Michelle Andrizzi, individually and on behalf of all others similarly situated <b>Defendant:</b> 23andMe, Inc.	Northern District of California (San Francisco Division)	5:23-cv-05198	Hon. Edward M. Chen
<b>Plaintiff:</b> Bonnie Eden, Daniel Pinho, Thomas Seawright And Pamela Zager-Maya, on behalf of themselves and all others similarly situated <b>Defendant:</b> 23andMe, Inc.	Northern District of California (San Francisco Division)	4:23-cv-05200	Hon. Haywood S. Gilliam, Jr.
<b>Plaintiff:</b> J.S., J.T., and A.L., individually and on behalf of all others similarly situated <b>Defendant:</b> 23andMe, Inc., 23andMe Holding Co., 23andMe Pharmacy Holdings, Inc.	Northern District of California (San Francisco Division)	5:23-cv-5234	Hon. Edward M. Chen



<b>Plaintiff:</b> Haris Mirza, individually and on behalf of all others similarly situated <b>Defendant:</b> 23andMe, Inc.	Northern District of California (San Francisco Division)	23-cv-05259	Hon. Edward M. Chen
<b>Plaintiff:</b> Katianne Navarro and Michael Blackwell, individually, and on behalf of all others similarly situated <b>Defendant:</b> 23andMe, Inc.	Northern District of California (San Francisco Division)	4:23-cv-05281	Hon. Edward M. Chen
<b>Plaintiff:</b> Caroline Greenberg, individually and on behalf of all others similarly situated <b>Defendant:</b> 23andMe, Inc.	Northern District of California (San Francisco Division)	5:23-cv-05302	Hon. Edward M. Chen
<b>Plaintiff:</b> Nichole Friend, Aaron Parra, And Mari Rajamin, individually, and on behalf of all similarly situated individuals <b>Defendant:</b> 23andMe Holding Co, A California Corporation; And Does 1 Through 50, Inclusive	Northern District of California (San Francisco Division)	4:23-cv-05323	Hon. Edward M. Chen
<b>Plaintiff:</b> Alexandra Hoffman and Alexandra Klawitter, individually and on behalf of all others similarly situated <b>Defendant:</b> 23andMe, Inc.	Northern District of California (San Francisco Division)	5:23-cv-05332	Hon. Edward M. Chen
<b>Plaintiff:</b> Adriane Farmer, individually and on behalf of all others similarly situated <b>Defendant:</b> 23andMe, Inc.	Northern District of California (San Francisco Division)	3:23-cv-05341	Hon. Edward M. Chen
<b>Plaintiff:</b> Melanie Berman, Lisa Jones, Lyon Leifer, Kathleen Canfield Loftus, Julia Hawkins, individually and on behalf	Northern District of California (San Francisco Division)	23-CV-05345	Hon. Edward M. Chen

of all others similarly situated <b>Defendant:</b> 23andMe, Inc.			
<b>Plaintiff:</b> David Tulchinsky, individually and on behalf of all others similarly situated <b>Defendant:</b> 23andMe, Inc.	Northern District of California (San Francisco Division)	5:23-cv-05369	Hon. Edward M. Chen
<b>Plaintiff:</b> Stephen L. Seikel, individually and on behalf of all others similarly situated <b>Defendant:</b> 23andMe, Inc.	Northern District of California (San Francisco Division)	5:23-cv-05419	Hon. Edward M. Chen
<b>Plaintiff:</b> Elaine Fralix, individually and on behalf of all others similarly situated <b>Defendant:</b> 23andMe, Inc.	Northern District of California (San Francisco Division)	5:23-cv-05439	Hon. Edward M. Chen
<b>Plaintiff:</b> Harold Velez, on behalf of himself and all others similarly situated <b>Defendant:</b> 23andMe, Inc.	Northern District of California (San Francisco Division)	3:23-cv-05464	Hon. Edward M. Chen
<b>Plaintiff:</b> Laquisha Smith, individually and on behalf of all others similarly situated <b>Defendant:</b> 23andMe, Inc.	Northern District of California (San Francisco Division)	5:23-cv-05548	Hon. Edward M. Chen
<b>Plaintiff:</b> Max Alperstein And Arya Shoaee, individually, and on behalf of all others similarly situated <b>Defendant:</b> 23andMe, Inc.	Northern District of California (San Francisco Division)	5:23-cv-5541	Hon. Edward M. Chen
<b>Plaintiff:</b> Nicholas Furia, on behalf of himself and all others similarly situated	Northern District of California (San Francisco Division)	4:23-cv-05565	Hon. Edward M. Chen



<b>Defendant:</b> 23andMe, Inc.			
<b>Plaintiff:</b> Michael Schutz, Cody Vogel, and Eileen Mullen, individually and on behalf of all others similarly situated <b>Defendant:</b> 23andMe, Inc.	Northern District of California (San Jose Division)	3:23-cv-05579	Hon. Donna M. Ryu
<b>Plaintiff:</b> Thomas Vickery, individually and on behalf of all others similarly situated <b>Defendant:</b> 23andMe, Inc.	Northern District of California (San Francisco Division)	3:23-cv-05635	Hon. Edward M. Chen
<b>Plaintiff:</b> Brianna Sorensen, and all similarly situated individuals <b>Defendant:</b> 23andMe, Inc.	Northern District of California (San Francisco Division)	5:23-cv-05677	Hon. Edward M. Chen
<b>Plaintiff:</b> John Doe, Individually and on behalf of all others similarly situated <b>Defendant:</b> 23andMe, Inc.	Northern District of California (San Francisco Division)	3:23-cv-05717	Hon. Edward M. Chen
<b>Plaintiff:</b> Briana Dube, Individually And On Behalf Of All Others Similarly Situated <b>Defendant:</b> 23andMe, Inc.	Northern District of California (San Francisco Division)	5:23-cv-05768	Hon. Edward M. Chen
<b>Plaintiff:</b> Brandon Molina, individually and on behalf of all others similarly situated <b>Defendant:</b> 23andMe, Inc.	Northern District of California (San Francisco Division)	5:23-cv-05779	Hon. Edward M. Chen
<b>Plaintiff:</b> Melissa Ryan, individually and on behalf of all others similarly situated <b>Defendant:</b> 23andMe, Inc.	Northern District Of California (San Jose Division)	3:23-cv-05968	Hon. Donna M. Ryu

<b>Plaintiff:</b> Tracy Scott, Anna Daveiga, And Emily Beale On Behalf Of Themselves And All Others Similarly Situated <b>Defendant:</b> 23andMe Holding Co. And 23andMe, Inc.	Northern District Of California (San Francisco Division)	3:23-cv-05980	Hon. Laurel Beeler
<b>Plaintiff:</b> Polina Ioffe, individually and on behalf of all others similarly situated <b>Defendant:</b> 23andMe, Inc.	Northern District of California (San Francisco Division)	5:23-cv-06205	Hon. Nathanael Cousins
<b>Plaintiff:</b> Kristen Rivers, individually and on behalf of all others similarly situated <b>Defendant:</b> 23andMe, Inc., 23andMe Holding Co.	Northern District of California (San Jose Division)	3:23-cv-06481	Hon. Donna M. Ryu
<b>Plaintiff:</b> Dhaman Gill, individually and on behalf of all others similarly situated <b>Defendant:</b> 23andMe, Inc.	Central District of California (Southern Division)	8:23-cv-02387-FWS-DFM	Hon. Fred W. Slaughter
<b>Plaintiff:</b> Michele Bacus, individually and on behalf of all others similarly situated <b>Defendant:</b> 23andMe, Inc.	Northern District of Illinois	1:23-cv-16828	Hon. Manish S. Shah

**BEFORE THE UNITED STATES JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION**

In re 23ANDME, INC. MDL No. 1:23-P-47

**Proof of Service**

I hereby certify that a copy of the foregoing Motion for Transfer and Consolidation of the 23andMe, Inc. Litigation pursuant to 28 U.S.C. § 1407, Brief in Support, Schedule of Actions, and this Certificate of Service was served by Email and First Class Mail on December 21, 2023, to the following:

Clerk, Northern District California  
San Francisco, CA

Clerk, Northern District California  
San Jose, CA

Clerk, Central District of California  
Santa Ana, CA

Clerk, Northern District of Illinois  
Chicago, IL

***Santana, et al. v. 23andMe, Inc.***  
(Case No. 3:23-cv-05147-EMC)  
**Northern District of California**

Scott Edelsberg  
EDELSBERG LAW, P.A.  
*scott@edelsberglaw.com*  
1925 Century Park E #1700  
Los Angeles, CA 90067  
Telephone: 305-975-3320

Andrew J. Shamis  
SHAMIS & GENTILE, P.A.  
14 NE 1st Avenue, Suite 400  
Miami, FL 33132  
Telephone: 305-479-2299  
*ashamis@shamisgentile.com*

**Attorneys for Plaintiffs Santana and  
Kleynburd**

***Lamons v. 23andMe, Inc.***  
(Case No. 5:23-cv- 05178- EMC)  
**Northern District of California**

Michael R. Reese  
*mreese@reesellp.com*  
100 West 93rd Street, 16th Floor  
New York, New York 10025  
Telephone: (212) 643-0500

George V. Granade  
8484 Wilshire Boulevard, Suite 515  
Los Angeles, California 90211  
Telephone: (310) 393-0070  
*ggrandade@reesellp.com*

Charles D. Moore REESE LLP  
*cmoore@reesellp.com*  
100 South 5th Street, Suite 1900  
Minneapolis, Minnesota 55402

	<p>Telephone: (212) 643-0500</p> <p>Kevin Laukaitis LAU-KAITIS LAW LLC  klaukaitis@laukaitis.com  954 Avenida Ponce De Leon  Suite 205, #10518  San Juan, Puerto Rico 00907  Telephone: (215) 789-4462</p> <p><b>Attorneys for Plaintiff Lamons</b></p>
<p><b><i>Eden et al v. 23andMe, Inc.</i></b>  (Case No. 4:23- cv-05200-HSG)  <b>Northern District of California</b></p> <p>Melissa Emert  Gary S. Graifman  KANTROWITZ, GOLDHAMER &amp;  GRAIFMAN, P.C.  135 Chestnut Ridge Road, Suite 200  Montvale, NJ 07645  memert@kgglaw.com  ggraifman@kgglaw.com  Telephone: (845) 356-2570  Facsimile: (845) 356-4335</p> <p>David S. Casey  dcasey@cglaw.com  Gayle M. Blatt  gmb@cglaw.com  P. Camille Guerra  camille@cglaw.com  110 Laurel Street  San Diego, CA 92101  Telephone: (619) 238-1811  Facsimile: (619) 544-9232  CASEY GERRY SCHENK FRANCAVILLA  BLATT &amp; PENFIELD, LLP</p> <p><b>Attorneys for Plaintiffs Eden, Pinho,  Seawright, and Zager-Maya</b></p>	<p><b><i>J.S. et al v. 23andMe, Inc., et al.</i></b>  (Case No. 5:23-cv-05234- EMC)  <b>Northern District of California</b></p> <p>Sharon J. Zinns  ZINNS LAW, LLC  4243 Dunwoody Club Drive  Suite 104  Atlanta, Georgia 30350  (404) 882-9002  sharon@zinnsllaw.com</p> <p>Maureen M. Brady  Lucy McShane  McSHANE &amp; BRADY, LLC  1656 Washington Street, Suite 120  Kansas City, MO 64108  Telephone: (816) 888-8010  Facsimile: (816) 332-6295  mbrady@mcshanebradylaw.com  lmcshane@mcshanebradylaw.com</p> <p><b>Attorneys for Plaintiffs J.S., J.T., and A.L.</b></p>
<p><b><i>Mirza v. 23andMe, Inc.</i></b>  (Case No. 3:23-cv- 05259- EMC)  <b>Northern District of California</b></p>	<p><b><i>Navarro v. 23andMe, Inc.</i></b>  (Case No. 4:23-cv- 05281-EMC)  <b>Northern District of California</b></p>



<p>Seyed Abbas Kazerounian Mona Amini KAZEROUNI LAW GROUP, APC <i>ak@kazlg.com</i> <i>mona@kazlg.com</i> 245 Fischer Avenue, Unit D1 Costa Mesa, California 92626 Telephone: (800) 400-6808 Facsimile: (800) 520-5523</p> <p><b>Attorneys for Plaintiff Haris Mirza</b></p>	<p>Scott Edward Cole Laura Grace Van Note COLE &amp; VAN NOTE 555 12th Street, Suite 2100 Oakland, California 94607 Telephone: (510) 891-9800 Facsimile: (510) 891-7030 <i>sec@colevannote.com</i> <i>lvn@colevannote.com</i></p> <p><b>Attorneys for Plaintiffs Navarro and Blackwell</b></p>
<p><b><i>Greenberg v. 23andMe, Inc.</i></b> (Case No. 5:23- cv-05302- EMC) <b>Northern District of California</b></p> <p>John J. Nelson MILBERG COLEMAN BRYSON PHILLIPS GROSSMAN, PLLC 402 W Broadway, Suite 1760 San Diego, CA 92101 Tel.: (858) 209-6941 <i>jnelson@milberg.com</i></p> <p>Jeff Ostrow KOPELOWITZ OSTROW FERGUSON WEISELBERG GILBERT One West Las Olas Blvd., Suite 500 Fort Lauderdale, Florida 33301 Telephone: 954-525-4100 <i>ostrow@kolawyers.com</i></p> <p><b>Attorneys for Plaintiff Greenberg</b></p>	<p><b><i>Friend v. 23andMe, Inc.</i></b> (Case No. 4:23-cv- 05323-EMC) <b>Northern District of California</b></p> <p>Kaveh S. Elihu Saima Ali Gipson 1001 Wilshire Boulevard Los Angeles, California 90017 Telephone: (213) 382-2222 Facsimile: (213) 382- 2230 EMPLOYEE JUSTICE LEGAL GROUP, PC <i>kelihu@ejlglaw.com</i> <i>sali@ejlglaw.com</i></p> <p><b>Attorneys for Plaintiffs Friend, Parra, and Rajamin</b></p>
<p><b><i>Hoffman et al v. 23andMe, Inc.</i></b> (Case No. 3:23-cv-05332-EMC) <b>Northern District of California</b></p> <p>John J. Nelson MILBERG COLEMAN BRYSON PHILLIPS GROSSMAN, PLLC 402 W. Broadway, Suite 1760</p>	<p><b><i>Farmer v. 23andMe, Inc.</i></b> (Case No. 5:23-cv- 05341-EMC) <b>Northern District of California</b></p> <p>M. Anderson Berry Gregory Haroutunian Brandon P. Jack CLAYEO C. ARNOLD</p>



<p>San Diego, California 9  Tel.: (858) 209-6941  jnelson@milberg.com</p> <p>Marc E. Dann Brian D. Flick DANNLAW  notices@dannlaw.com</p> <p>Thomas A. Zimmerman, Jr.  ZIMMERMAN LAW OFFICES, P.C.  77 W. Washington Street, Suite 1220  Chicago, Illinois 60602  (312) 440-0020 telephone  (312) 440-4180 facsimile  tom@attorneyzim.com</p> <p><b>Attorneys for Plaintiffs Hoffman and  Klawaitter</b></p>	<p>865 Howe Avenue  Sacramento, CA 95825  Telephone: (916) 239-4778  aberry@justice4you.com gharoutunian@jus-  tice4you.com bjack@justice4you.com</p> <p>Benjamin H. Kleine  KLEINE PC  95 Third Street, 2nd  Floor, #9048  San Francisco, CA 94103  Telephone: 415-465-5655  ben@kleinepc.com</p> <p><b>Attorneys for Plaintiff Farmer</b></p>
<p><b><i>Berman et al v. 23andMe, Inc.</i></b>  (Case No. 4:23-cv-05345-EMC)  <b>Northern District of California</b></p> <p>Ross M. Good  LOFTUS &amp; EISENBERG, LTD.  161 N. Clark, Suite 1600  Chicago, Illinois 60601  T: (312) 889-6625  ross@loftusandeisenberg.com</p> <p>William Aron ARON LAW FIRM  15 W Carrillo St, Suite 217  Santa Barbara, CA  93101  T: (805) 618-1768  bill@aronlawfirm.com</p> <p><b>Attorneys for Plaintiffs Berman, Hawkins,  Jones, Leifer, and Canfield Loftus</b></p>	<p><b><i>Tulchinsky v. 23andMe, Inc.</i></b>  (Case No. 5:23- cv-05369-EMC)  <b>Northern District of California</b></p> <p>Michael R. Reese  mreese@reesellp.com  100 West 93rd Street, 16th Floor  New York, New York 10025  Telephone: (212) 643-0500</p> <p>George V. Granade  ggrandade@reesellp.com  8484 Wilshire Boulevard, Suite 515  Los Angeles, California 90211  Telephone: (310) 393-0070</p> <p>Charles D. Moore  cmoore@reesellp.com  100 South 5th Street, Suite 1900  Minneapolis, Minnesota 55402  Telephone: (212) 643-0500</p> <p>REESE LLP</p> <p>Courtney L. Weiner  cw@courtneyweinerlaw.com  1629 K St. NW, Suite 300  Washington, DC 20006  Telephone: (202) 827-9980</p>

	<p>LAW OFFICE OF COURTNEY WEINER  PLLC</p> <p><b>Attorneys for Plaintiff  Tulchinsky</b></p>
<p><b><i>Seikel v. 23andMe, Inc.</i></b>  (Case No. 5:23-cv- 05419-EMC)  <b>Northern District of California</b></p> <p>Ben F. Pierce Gore  PIERCE GORE LAW FIRM, PC  315 Montgomery Street  10th Floor  San Francisco, CA 94104  (408) 806-4600  <piercegore@gmail.com< p=""> <p>Charles J. LaDuca Brendan Thompson  CUNEO GILBERT &amp; LADUCA, LLP  4725 Wisconsin Avenue NW Suite 200  Washington, DC 20016 (202) 789-3960  charles@cuneolaw.com brendan@cuneo-  law.com</p> <p>Charles Barrett  Daniella Bhadare-Valente Morgan L. Burkett  NEAL &amp; HARWELL, PLC  1201 Demonbreun St.  Suite 1000  Nashville, TN 37203  (615) 244-1713  cbarrett@nealharwell.com dbhadare-  valente@nealharwell.com mburkett@nealhar-  well.com</p> <p><b>Attorneys for Plaintiff Seikel</b></p> </piercegore@gmail.com<></p>	<p><b><i>Fralix v. 23andMe, Inc.</i></b>  (Case No. 5:23-cv- 05439-EMC)  <b>Northern District of California</b></p> <p>Eric M. Poulin  eric.poulin@poulinwilley.com  Blake G. Abbott  blake.abbott@poulinwilley.com  Paul J. Doolittle  paul.doolittle@poulinwilley.com  32 Ann Street  Charleston, SC 29403  Telephone: (803) 222-2222  Fax: (843) 494-5536  POULIN WILLEY ANASTOPOULO, LLC</p> <p>John Christian  yanni@bohrenlaw.com  8560 West Sunset Boulevard, 4th Floor  West Hollywood, CA 90069  Tel: 619-433-2803  Fax: 800-867-6779  Bohren BOHREN LAW, APC</p> <p><b>Attorneys for Plaintiff Fralix</b></p>
<p><b><i>Velez v. 23andMe, Inc.</i></b>  (Case No. 3:23-cv- 05464-EMC)  <b>Northern District of California</b></p> <p>Karen Hanson Riebel Kate Baxter-Kauf  Maureen Kane Berg  LOCKRIDGE GRINDAL NAUEN P.L.L.P.  100 Washington Square, Suite 2200  Minneapolis, Minnesota 55401</p>	<p><b><i>Smith v. 23andMe, Inc.</i></b>  (Case No. 5:23-cv- 05548- EMC)  <b>Northern District of California</b></p> <p>Nicholas A. Migliaccio  412 H Street NE, no. 302,  Washington, DC, 20002  Office: (202) 470-3520  nmigliaccio@classlawdc.com</p>

<p>Telephone: 612-339-6900  Facsimile: 612-339-0981  <i>khriebel@locklaw.com kmbaxter-  kauf@locklaw.com mkberg@locklaw.com</i></p> <p>Gayle M. Blatt  P. Camille Guerra  CASEY GERRY SCHENK FRANCAVILLA  BLATT &amp; PENFIELD, LLP  110 Laurel Street  San Diego, CA 92101  Telephone: 619-238-1811  Facsimile: 619-544-9232  <i>gmb@cglaw.com camille@cglaw.com</i></p> <p>Gary F. Lynch  LYNCH CARPENTER, LLP  1133 Penn Avenue, 5th Floor  Pittsburg, PA 15222  Telephone: 412-322-9243  Facsimile: 412-231-0246  <i>gary@lcllp.com</i></p> <p><b>Attorneys for Plaintiff Velez</b></p>	<p>Jason S. Rathod  <i>jrathod@classlawdc.com</i></p> <p>Matthew Smith  201 Spear Street, Suite 1100  San Francisco, CA 94105  Tel: (831) 687-8255  MIGLIACCIO &amp; RATHOD LLP  <i>msmith@classlawdc.com</i></p> <p><b>Attorneys for Plaintiff Laquisha Smith</b></p>
<p><b><i>Alperstein et al v. 23andMe, Inc.</i></b>  (Case No. 4:23-cv-05541-EMC)  <b>Northern District of California</b></p> <p>CLARKSON LAW FIRM, P.C.  Ryan J. Clarkson  <i>rclarkson@clarksonlawfirm.com</i>  Yana Hart  <i>yhart@clarksonlawfirm.com</i>  Tiara Avanness  <i>tavaness@clarksonlawfirm.com</i>  Valter Malkhasyan  <i>vmalkhasyan@clarksonlawfirm.com</i>  22525 Pacific Coast Highway  Malibu, CA 90265  Tel: (213) 788-4050  Fax: (213) 788-4070</p> <p><b>Attorneys for Plaintiffs Alperstein and Shoaee</b></p>	<p><b><i>Furia v. 23andMe, Inc.</i></b>  (Case No. 4:23-cv- 05565-EMC)  <b>Northern District of California</b></p> <p>Matthew Smith  MIGLIACCIO &amp; RATHOD LLP  201 Spear Street, Suite 1100  San Francisco, CA 94105  Tel: (831) 687-8255  <i>msmith@classlawdc.com</i></p> <p>Daniel E. Gustafson David A. Goodwin Matt  Jacobs  GUSTAFSON GLUEK PLLC  120 South Sixth Street, Suite 2600  Minneapolis, MN 55402  Tel: (612) 333-8844  <i>dgustafson@gustafsongluek.com dgood-  win@gustafsongluek.com mjacobs@gustafson-  gluek.com</i></p> <p><b>Attorneys for Plaintiff Furia</b></p>



<p><b><i>Schutz v. 23andMe Inc.</i></b>  (Case No. 3:23-cv-05579)  <b>Northern District of California</b></p> <p>KAPLAN FOX &amp; KILSHEIMER LLP  Laurence D. King  Matthew B. George  Blair E. Reed  1999 Harrison Street, Suite 1560  Oakland, CA 94612  Telephone: 415-772-4700  Facsimile: 415-772-4707  Email: lking@kaplanfox.com  mgeorge@kaplanfox.com  breed@kaplanfox.com</p> <p>BARNOW AND ASSOCIATES, P.C.  Ben Barnow*  Anthony L. Parkhill*  205 West Randolph Street, Suite 1630  Chicago, IL 60606  Telephone: 312-621-2000  Facsimile: 312-641-5504  Email: b.barnow@barnowlaw.com  aparkhill@barnowlaw.com</p> <p><b>Attorneys for Plaintiff Schutz and the  Proposed Class</b></p>	<p><b><i>Vickery v. 23andMe, Inc.</i></b>  (Case No. 3:23-cv- 05635-EMC)  <b>Northern District of California</b></p> <p>Rachele R. Byrd  WOLF HALDENSTEIN ADLER FREEMAN  &amp; HERZ LLP  750 B Street, Suite 1820  San Diego, CA 92101  Telephone: (619) 239-4599  Facsimile: (619) 234-4599  byrd@whafh.com</p> <p>Jon Tostrud  TOSTRUD LAW GROUP, PC  1925 Century Park East, Suite 2100  Los Angeles, CA 90067  Telephone: 310/278-2600  Facsimile: 310/278-2640  jtostrud@tostrudlaw.com</p> <p>Erik H. Langeland  ERIK H. LANGELAND, P.C.  733 Third Avenue, 16th Floor  New York, NY. 10017  Telephone: (212) 354-6270  elangeland@langelandlaw.com</p> <p><b>Attorneys for Plaintiff Vickery</b></p>
<p><b><i>Sorensen v. 23andMe, Inc.</i></b>  (Case No. 5:23-cv-05677-EMC)  <b>Northern District of California</b></p> <p>M. Anderson Berry  Gregory Haroutunian  Brandon P. Jack  CLAYEO C. ARNOLD  865 Howe Avenue  Sacramento, CA 95825  Telephone: (916) 239-4778  Facsimile: (916) 924-1829  aberry@justice4you.com gharoutunian@jus-  tice4you.com bjack@justice4you.com</p> <p>William B. Federman  FEDERMAN &amp; SHERWOOD</p>	<p><b><i>Doe v. 23andMe, Inc.</i></b>  (Case No. 3:23-cv-05717-EMC)  <b>Northern District of California</b></p> <p>ROBBINS GELLER RUDMAN  &amp; DOWD LLP  DOROTHY P. ANTULLIS*  STUART A. DAVIDSON*  LINDSEY H. TAYLOR*  NICOLLE B. BRITO  ALEXANDER C. COHEN*  NICOLLE B. BRITO  225 NE Mizner Boulevard, Suite 720  Boca Raton, FL 33432  Telephone: 561/750-3000  561/750-3364 (fax)</p>

<p>10205 N. Pennsylvania Ave.  Oklahoma City, OK 73120  -and-  212 W. Spring Valley Road  Richardson, Texas 75081  Telephone: (405) 235-1560  Facsimile: (405) 239-2112  <b>wbf@federmanlaw.com</b></p> <p><b>Attorneys for Plaintiff Sorensen</b></p>	<p>THE GRANT LAW FIRM, PLLC  LYNDA J. GRANT*  521 Fifth Avenue, 17th Floor  New York, NY 10175  Telephone: 212/292-4441  212/292-4442 (fax)</p> <p>LONGMAN LAW, P.C.  HOWARD T. LONGMAN*  354 Eisenhower Parkway, Suite 1800  Livingston, NJ 07039  Telephone: 973/994-2315  973/994-2319 (fax)</p> <p><b>Attorneys for John Doe</b></p>
<p><b><i>Briana Dube v. 23andMe, Inc.</i></b>  (Case No. 5:23-cv-05768-EMC)  <b>Northern District of California</b></p> <p>John J. Nelson  MILBERG COLEMAN BRYSON  PHILLIPS GROSSMAN, LLC  402 W. Broadway, Suite 1760  San Diego, CA 92101  Telephone: (858) 209-6941  Fax: (858) 209-6941  Email: jnelson@milberg.com</p> <p>Jason P. Sultzer, Esq. **  270 Madison Avenue, Suite 1800  New York, NY 10016  Tel: (845) 483-7100  Fax: (888) 749-7747  sultzerj@thesultzerlawgroup.com</p> <p>Charles E. Schaffer, Esq. **  LEVIN SEDRAN &amp; BERMAN  510 Walnut Street, Suite 500  Philadelphia, PA 19106  Tel: 215-592-1500  cschaffer@lfsblaw.com</p> <p><b>Attorneys for Plaintiff Dube the Proposed Class</b></p>	<p><b><i>Andrizzi v. 23andMe, Inc.</i></b>  (Case No. 5:23-cv-05198)  <b>Northern District of California</b></p> <p>Daniel Srourian, Esq.  SROURIAN LAW FIRM, P.C.  3435 Wilshire Blvd., Suite 1710  Los Angeles, California 90010  Telephone: (213) 474-3800  Facsimile: (213) 471-4160  Email: daniel@slfla.com</p> <p><b>Attorneys for Plaintiff Andrizzi</b></p>
<p><b><i>Brandon Molina v. 23andMe, Inc.</i></b>  (Case No. 5:23-cv-05779-EMC)</p>	<p><b><i>Tracy Scott v. 23andMe Holding Co., 23andMe, Inc.</i></b></p>

<p><b>Northern District of California</b></p> <p>Daniel E. Barenbaum  Christina M. Sarraf  425 California Street, Suite 2300  San Francisco, CA 94104  Telephone: (415) 433-3200  Facsimile: (415) 433-6382  Email: dbarenbaum@bermantabacco.com  csarraf@bermantabacco.com  Patrick T. Egan  Steven J. Buttacavoli  BERMAN TABACCO  One Liberty Square  Boston, MA 02109  Telephone: (617) 542-8300  Facsimile: (617) 542-1194  Email: pegan@bermantabacco.com  sbuttacavoli@bermantabacco.com</p> <p><b>Attorneys for Plaintiff Molina</b></p>	<p>(Case No. 3:23cv5980)  <b>Northern District of California</b></p> <p>LEXINGTON LAW GROUP  Mark N. Todzo  Patrick R. Carey  Meredyth L. Merrow  503 Divisadero Street  San Francisco, CA 94117  Telephone: (415) 913-7800  Facsimile: (415) 759-4112  mtodzo@lexlawgroup.com</p> <p>Joseph P. Guglielmo  Carey Alexander  SCOTT+SCOTT ATTORNEYS AT LAW  LLP  The Helmsley Building  230 Park Avenue, 17th Floor  New York, NY 10169-1820  Telephone: (212) 223-6444  Facsimile: (212) 223-6334  jguglielmo@scott-scott.com  calexander@scott-scott.com</p> <p><b>Attorneys for Plaintiff Scott</b></p>
<p><b><i>Ioffe v. 23andMe, Inc.</i></b>  (Case No. 5:23-cv-06205)  <b>Northern District of California</b></p> <p>SCHUBERT JONCKHEER &amp; KOLBE LLP  ROBERT C. SCHUBERT (rschubert@sjk.law)  AMBER L. SCHUBERT (aschubert@sjk.law)  2001 Union St, Ste 200  San Francisco, CA 94123  Tel: (415) 788-4220  Fax: (415) 788-0161</p> <p><b>Attorneys for Plaintiff Ioffe</b></p>	<p><b><i>Rivers v. 23andMe Holding Co., 23andMe, Inc.</i></b>  (Case No. 3:23-cv-06481)  <b>Northern District of California</b></p> <p>AZRA MEHDI (SBN 220406)  azram@themehdifirm.com  The Mehdi Firm, PC  95 Third Street  2nd Floor No. 9122  San Francisco, CA 94103  Ph/Fax: (415) 905-8880  John C. Herman  jherman@hermanjones.com  Candace N. Smith  csmith@hermanjones.com</p> <p>HERMAN JONES LLP  3424 Peachtree Road N.E., Suite 1650  Atlanta, Georgia 30326</p>



	<p>Telephone: (404) 504-6500  Facsimile: (404) 504-6501</p> <p><b>Attorneys for Plaintiffs Rivers and the Proposed Class</b></p>
<p><b><i>Melissa Ryan v. 23andMe Inc.</i></b>  (Case No. 3:23-cv-5968)  <b>Northern District of California</b></p> <p>GLANCY PRONGAY &amp; MURRAY LLP  Marc L. Godino  1925 Century Park East  Suite 2100  Los Angeles, CA 90067  Telephone: (310) 201-9150  Facsimile: (310) 432-1495  Email: mgodino@glancylaw.com</p> <p>Brian P. Murray  GLANCY PRONGAY &amp; MURRAY LLP  230 Park Avenue, Suite 358  New York, NY 10169  Tel: (212) 682-5340  Fax: (212)-884-0988  bmurray@glancylaw.com</p> <p>LAW OFFICE OF PAUL C. WHALEN, P.C.  Paul C. Whalen  768 Plandome Road  Manhasset, NY 11030  Tel.: (516) 426-6870  paul@paulwhalen.com</p> <p><b>Attorneys for Plaintiff Ryan and the Proposed Class</b></p>	<p><b><i>Dhaman Gill v. 23andMe, Inc.</i></b>  (Case No. 8:23-cv-02387-FWS-DFM)  <b>Central District of California</b></p> <p>Michael R. Reese  mreese@reesellp.com  REESE LLP  100 West 93rd Street, 16th Floor  New York, New York 10025  Telephone: (212) 643-0500</p> <p>George V. Granade  ggranade@reesellp.com  REESE LLP  8484 Wilshire Boulevard, Suite 515  Los Angeles, California 90211  Telephone: (310) 393-0070</p> <p>Kevin Laukaitis  klaukaitis@laukaitislaw.com  LAUKAITIS LAW LLC  954 Avenida Ponce De Leon  Suite 205, #10518  San Juan, PR 00907  Telephone: (215) 789-4462</p> <p><b>Attorneys for Plaintiff Dhaman Gill</b></p>
<p><b><i>Bacus v. 23andMe, Inc.</i></b>  (Case No. 1:23-cv-16828)  <b>Northern District of Illinois</b></p> <p>Andrea Gold  Hassan A. Zavareei  hzavareei@tzlegal.com  Glenn E. Chappell  gchappell@tzlegal.com  David W. Lawler  dlawler@tzlegal.com</p>	

Leora N. Friedman lfriedman@tzlegal.com TYCKO & ZAVAREEI LLP 2000 Pennsylvania Avenue NW Suite 1010 Washington, D.C. 20006 Telephone: (202) 973-0900 Facsimile: (202) 973-0950	
---	--

**Attorneys for Plaintiff Michele Bacus**

DATED: December 21, 2023

GREENBERG TRAURIG, LLP

By: /s/ Ian C. Ballon

Ian C. Ballon  
GREENBERG TRAURIG, LLP  
Ballon@gtlaw.com  
1900 University Avenue, 5th Floor  
East Palo Alto, California 94303  
Tel: 650-289-7881; Fax: 650-462-7881  
Attorneys for Defendant, 23andMe, Inc., 23andMe  
Pharmacy Holdings, Inc., 23andMe Holding Co.

**BEFORE THE UNITED STATES JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION**

In re 23ANDME, INC.                      MDL No. \_\_\_\_

**Proof of Service**

I hereby certify that a copy of the foregoing Motion for Transfer and Consolidation of the 23andMe, Inc. Litigation pursuant to 28 U.S.C. § 1407, Brief in Support, Schedule of Actions, and this Certificate of Service was served by Email and First Class Mail on December 21, 2023, to the following:

Clerk, Northern District California  
San Francisco, CA

Clerk, Northern District California  
San Jose, CA

Clerk, Central District of California  
Santa Ana, CA

Clerk, Northern District of Illinois  
Chicago, IL

***Santana, et al. v. 23andMe, Inc.***  
(Case No. 3:23-cv-05147-EMC)  
**Northern District of California**

Scott Edelsberg  
EDELBERG LAW, P.A.  
*scott@edelsberglaw.com*  
1925 Century Park E #1700  
Los Angeles, CA 90067  
Telephone: 305-975-3320

Andrew J. Shamis  
SHAMIS & GENTILE, P.A.  
14 NE 1st Avenue, Suite 400  
Miami, FL 33132  
Telephone: 305-479-2299  
*ashamis@shamisgentile.com*

**Attorneys for Plaintiffs Santana and  
Kleynburd**

***Lamons v. 23andMe, Inc.***  
(Case No. 5:23-cv- 05178- EMC)  
**Northern District of California**

Michael R. Reese  
*mreese@reesellp.com*  
100 West 93rd Street, 16th Floor  
New York, New York 10025  
Telephone: (212) 643-0500

George V. Granade  
8484 Wilshire Boulevard, Suite 515  
Los Angeles, California 90211  
Telephone: (310) 393-0070  
*ggrandade@reesellp.com*

Charles D. Moore REESE LLP  
*cmoore@reesellp.com*  
100 South 5th Street, Suite 1900  
Minneapolis, Minnesota 55402



	<p>Telephone: (212) 643-0500</p> <p>Kevin Laukaitis LAU-KAITIS LAW LLC  <i>klaukaitis@laukaitis.com</i>  954 Avenida Ponce De Leon  Suite 205, #10518  San Juan, Puerto Rico 00907  Telephone: (215) 789-4462</p> <p><b>Attorneys for Plaintiff Lamons</b></p>
<p><b><i>Eden et al v. 23andMe, Inc.</i></b>  (Case No. 4:23- cv-05200-HSG)  <b>Northern District of California</b></p> <p>Melissa Emert  Gary S. Graifman  KANTROWITZ, GOLDHAMER &amp; GRAIFMAN, P.C.  135 Chestnut Ridge Road, Suite 200  Montvale, NJ 07645  <i>memert@kgglaw.com</i>  <i>ggraifman@kgglaw.com</i>  Telephone: (845) 356-2570  Facsimile: (845) 356-4335</p> <p>David S. Casey  <i>dcasey@cglaw.com</i>  Gayle M. Blatt  <i>gmb@cglaw.com</i>  P. Camille Guerra  <i>camille@cglaw.com</i>  110 Laurel Street  San Diego, CA 92101  Telephone: (619) 238-1811  Facsimile: (619) 544-9232  CASEY GERRY SCHENK FRANCAVILLA  BLATT &amp; PENFIELD, LLP</p> <p><b>Attorneys for Plaintiffs Eden, Pinho, Seawright, and Zager-Maya</b></p>	<p><b><i>J.S. et al v. 23andMe, Inc., et al.</i></b>  (Case No. 5:23-cv-05234- EMC)  <b>Northern District of California</b></p> <p>Sharon J. Zinns  ZINNS LAW, LLC  4243 Dunwoody Club Drive  Suite 104  Atlanta, Georgia 30350  (404) 882-9002  <i>sharon@zinnslaw.com</i></p> <p>Maureen M. Brady  Lucy McShane  McSHANE &amp; BRADY, LLC  1656 Washington Street, Suite 120  Kansas City, MO 64108  Telephone: (816) 888-8010  Facsimile: (816) 332-6295  <i>mbrady@mcshanebradylaw.com</i>  <i>lmcshane@mcshanebradylaw.com</i></p> <p><b>Attorneys for Plaintiffs J.S., J.T., and A.L.</b></p>
<p><b><i>Mirza v. 23andMe, Inc.</i></b>  (Case No. 3:23-cv- 05259- EMC)  <b>Northern District of California</b></p>	<p><b><i>Navarro v. 23andMe, Inc.</i></b>  (Case No. 4:23-cv- 05281-EMC)  <b>Northern District of California</b></p>

<p>Seyed Abbas Kazerounian Mona Amini KAZEROUNI LAW GROUP, APC <i>ak@kazlg.com</i> <i>mona@kazlg.com</i> 245 Fischer Avenue, Unit D1 Costa Mesa, California 92626 Telephone: (800) 400-6808 Facsimile: (800) 520-5523</p> <p><b>Attorneys for Plaintiff Haris Mirza</b></p>	<p>Scott Edward Cole Laura Grace Van Note COLE &amp; VAN NOTE 555 12th Street, Suite 2100 Oakland, California 94607 Telephone: (510) 891-9800 Facsimile: (510) 891-7030 <i>sec@colevannote.com</i> <i>lvn@colevannote.com</i></p> <p><b>Attorneys for Plaintiffs Navarro and Blackwell</b></p>
<p><b><i>Greenberg v. 23andMe, Inc.</i></b> (Case No. 5:23- cv-05302- EMC) <b>Northern District of California</b></p> <p>John J. Nelson MILBERG COLEMAN BRYSON PHILLIPS GROSSMAN, PLLC 402 W Broadway, Suite 1760 San Diego, CA 92101 Tel.: (858) 209-6941 <i>jnelson@milberg.com</i></p> <p>Jeff Ostrow KOPELOWITZ OSTROW FERGUSON WEISELBERG GILBERT One West Las Olas Blvd., Suite 500 Fort Lauderdale, Florida 33301 Telephone: 954-525-4100 <i>ostrow@kolawyers.com</i></p> <p><b>Attorneys for Plaintiff Greenberg</b></p>	<p><b><i>Friend v. 23andMe, Inc.</i></b> (Case No. 4:23-cv- 05323-EMC) <b>Northern District of California</b></p> <p>Kaveh S. Elihu Saima Ali Gipson 1001 Wilshire Boulevard Los Angeles, California 90017 Telephone: (213) 382-2222 Facsimile: (213) 382- 2230 EMPLOYEE JUSTICE LEGAL GROUP, PC <i>kelihu@ejlglaw.com</i> <i>sali@ejlglaw.com</i></p> <p><b>Attorneys for Plaintiffs Friend, Parra, and Rajamin</b></p>
<p><b><i>Hoffman et al v. 23andMe, Inc.</i></b> (Case No. 3:23-cv-05332-EMC) <b>Northern District of California</b></p> <p>John J. Nelson MILBERG COLEMAN BRYSON PHILLIPS GROSSMAN, PLLC 402 W. Broadway, Suite 1760</p>	<p><b><i>Farmer v. 23andMe, Inc.</i></b> (Case No. 5:23-cv- 05341-EMC) <b>Northern District of California</b></p> <p>M. Anderson Berry Gregory Haroutunian Brandon P. Jack CLAYEO C. ARNOLD</p>

<p>San Diego, California 9 Tel.: (858) 209-6941 <i>jnelson@milberg.com</i></p> <p>Marc E. Dann Brian D. Flick DANNLAW notices@dannlaw.com</p> <p>Thomas A. Zimmerman, Jr. ZIMMERMAN LAW OFFICES, P.C. 77 W. Washington Street, Suite 1220 Chicago, Illinois 60602 (312) 440-0020 telephone (312) 440-4180 facsimile <i>tom@attorneyzim.com</i></p> <p><b>Attorneys for Plaintiffs Hoffman and Klawaitter</b></p>	<p>865 Howe Avenue Sacramento, CA 95825 Telephone: (916) 239-4778 <i>aberry@justice4you.com</i> <i>gharoutunian@justice4you.com</i> <i>bjack@justice4you.com</i></p> <p>Benjamin H. Kleine KLEINE PC 95 Third Street, 2nd Floor, #9048 San Francisco, CA 94103 Telephone: 415-465-5655 <i>ben@kleinepc.com</i></p> <p><b>Attorneys for Plaintiff Farmer</b></p>
<p><b><i>Berman et al v. 23andMe, Inc.</i></b> (Case No. 4:23-cv-05345-EMC) <b>Northern District of California</b></p> <p>Ross M. Good LOFTUS &amp; EISENBERG, LTD. 161 N. Clark, Suite 1600 Chicago, Illinois 60601 T: (312) 889-6625 <i>ross@loftusandeisenberg.com</i></p> <p>William Aron ARON LAW FIRM 15 W Carrillo St, Suite 217 Santa Barbara, CA 93101 T: (805) 618-1768 <i>bill@aronlawfirm.com</i></p> <p><b>Attorneys for Plaintiffs Berman, Hawkins, Jones, Leifer, and Canfield Loftus</b></p>	<p><b><i>Tulchinsky v. 23andMe, Inc.</i></b> (Case No. 5:23- cv-05369-EMC) <b>Northern District of California</b></p> <p>Michael R. Reese <i>mreese@reesellp.com</i> 100 West 93rd Street, 16th Floor New York, New York 10025 Telephone: (212) 643-0500</p> <p>George V. Granade <i>ggrandade@reesellp.com</i> 8484 Wilshire Boulevard, Suite 515 Los Angeles, California 90211 Telephone: (310) 393-0070</p> <p>Charles D. Moore <i>cmoore@reesellp.com</i> 100 South 5th Street, Suite 1900 Minneapolis, Minnesota 55402 Telephone: (212) 643-0500</p> <p>REESE LLP</p> <p>Courtney L. Weiner <i>cw@courtneyweinerlaw.com</i> 1629 K St. NW, Suite 300 Washington, DC 20006 Telephone: (202) 827-9980</p>



	<p>LAW OFFICE OF COURTNEY WEINER PLLC</p> <p><b>Attorneys for Plaintiff Tulchinsky</b></p>
<p><b><i>Seikel v. 23andMe, Inc.</i></b> (Case No. 5:23-cv- 05419-EMC) <b>Northern District of California</b></p> <p>Ben F. Pierce Gore PIERCE GORE LAW FIRM, PC 315 Montgomery Street 10th Floor San Francisco, CA 94104 (408) 806-4600 <i>piercegore@gmail.com</i></p> <p>Charles J. LaDuca Brendan Thompson CUNEO GILBERT &amp; LADUCA, LLP 4725 Wisconsin Avenue NW Suite 200 Washington, DC 20016 (202) 789-3960 <i>charles@cuneolaw.com</i> <i>brendan@cuneolaw.com</i></p> <p>Charles Barrett Daniella Bhadare-Valente Morgan L. Burkett NEAL &amp; HARWELL, PLC 1201 Demonbreun St. Suite 1000 Nashville, TN 37203 (615) 244-1713 <i>cbarrett@nealharwell.com dbhadare- valente@nealharwell.com</i> <i>mburkett@nealharwell.com</i></p> <p><b>Attorneys for Plaintiff Seikel</b></p>	<p><b><i>Fralix v. 23andMe, Inc.</i></b> (Case No. 5:23-cv- 05439-EMC) <b>Northern District of California</b></p> <p>Eric M. Poulin <i>eric.poulin@poulinwilley.com</i> Blake G. Abbott <i>blake.abbott@poulinwilley.com</i> Paul J. Doolittle <i>paul.doolittle@poulinwilley.com</i> 32 Ann Street Charleston, SC 29403 Telephone: (803) 222-2222 Fax: (843) 494-5536 POULIN WILLEY ANASTOPOULO, LLC</p> <p>John Christian <i>yanni@bohrenlaw.com</i> 8560 West Sunset Boulevard, 4th Floor West Hollywood, CA 90069 Tel: 619-433-2803 Fax: 800-867-6779 Bohren BOHREN LAW, APC</p> <p><b>Attorneys for Plaintiff Fralix</b></p>
<p><b><i>Velez v. 23andMe, Inc.</i></b> (Case No. 3:23-cv- 05464-EMC) <b>Northern District of California</b></p> <p>Karen Hanson Riebel Kate Baxter-Kauf Maureen Kane Berg LOCKRIDGE GRINDAL NAUEN P.L.L.P. 100 Washington Square, Suite 2200 Minneapolis, Minnesota 55401</p>	<p><b><i>Smith v. 23andMe, Inc.</i></b> (Case No. 5:23-cv- 05548- EMC) <b>Northern District of California</b></p> <p>Nicholas A. Migliaccio 412 H Street NE, no. 302, Washington, DC, 20002 Office: (202) 470-3520 <i>nmigliaccio@classlawdc.com</i></p>

<p>Telephone: 612-339-6900  Facsimile: 612-339-0981  <i>khriebel@locklaw.com kmbaxter-  kauf@locklaw.com mkberg@locklaw.com</i></p> <p>Gayle M. Blatt  P. Camille Guerra  CASEY GERRY SCHENK FRANCAVILLA  BLATT &amp; PENFIELD, LLP  110 Laurel Street  San Diego, CA 92101  Telephone: 619-238-1811  Facsimile: 619-544-9232  <i>gmb@cglaw.com camille@cglaw.com</i></p> <p>Gary F. Lynch  LYNCH CARPENTER, LLP  1133 Penn Avenue, 5th Floor  Pittsburg, PA 15222  Telephone: 412-322-9243  Facsimile: 412-231-0246  <i>gary@lcllp.com</i></p> <p><b>Attorneys for Plaintiff Velez</b></p>	<p>Jason S. Rathod  <i>jrathod@classlawdc.com</i></p> <p>Matthew Smith  201 Spear Street, Suite 1100  San Francisco, CA 94105  Tel: (831) 687-8255  MIGLIACCIO &amp; RATHOD LLP  <i>msmith@classlawdc.com</i></p> <p><b>Attorneys for Plaintiff Laquisha Smith</b></p>
<p><b><i>Alperstein et al v. 23andMe, Inc.</i></b>  (Case No. 4:23-cv-05541-EMC)  <b>Northern District of California</b></p> <p>CLARKSON LAW FIRM, P.C.  Ryan J. Clarkson  <i>rclarkson@clarksonlawfirm.com</i>  Yana Hart  <i>yhart@clarksonlawfirm.com</i>  Tiara Avanness  <i>tavanness@clarksonlawfirm.com</i>  Valter Malkhasyan  <i>vmalkhasyan@clarksonlawfirm.com</i>  22525 Pacific Coast Highway  Malibu, CA 90265  Tel: (213) 788-4050  Fax: (213) 788-4070</p> <p><b>Attorneys for Plaintiffs Alperstein and Shoae</b></p>	<p><b><i>Furia v. 23andMe, Inc.</i></b>  (Case No. 4:23-cv- 05565-EMC)  <b>Northern District of California</b></p> <p>Matthew Smith  MIGLIACCIO &amp; RATHOD LLP  201 Spear Street, Suite 1100  San Francisco, CA 94105  Tel: (831) 687-8255  <i>msmith@classlawdc.com</i></p> <p>Daniel E. Gustafson David A. Goodwin Matt  Jacobs  GUSTAFSON GLUEK PLLC  120 South Sixth Street, Suite 2600  Minneapolis, MN 55402  Tel: (612) 333-8844  <i>dgustafson@gustafsongluek.com</i>  <i>dgoodwin@gustafsongluek.com</i>  <i>mjacobs@gustafsongluek.com</i></p> <p><b>Attorneys for Plaintiff Furia</b></p>

<p><b><i>Schutz v. 23andMe Inc.</i></b>          (Case No. 3:23-cv-05579)  <b>Northern District of California</b></p> <p>KAPLAN FOX &amp; KILSHEIMER LLP          Laurence D. King          Matthew B. George          Blair E. Reed          1999 Harrison Street, Suite 1560          Oakland, CA 94612          Telephone: 415-772-4700          Facsimile: 415-772-4707          Email: lking@kaplanfox.com          mgeorge@kaplanfox.com          breed@kaplanfox.com</p> <p>BARNOW AND ASSOCIATES, P.C.          Ben Barnow*          Anthony L. Parkhill*          205 West Randolph Street, Suite 1630          Chicago, IL 60606          Telephone: 312-621-2000          Facsimile: 312-641-5504          Email: b.barnow@barnowlaw.com          aparkhill@barnowlaw.com</p> <p><b>Attorneys for Plaintiff Schutz and the Proposed Class</b></p>	<p><b><i>Vickery v. 23andMe, Inc.</i></b>          (Case No. 3:23-cv- 05635-EMC)  <b>Northern District of California</b></p> <p>Rachele R. Byrd          WOLF HALDENSTEIN ADLER FREEMAN          &amp; HERZ LLP          750 B Street, Suite 1820          San Diego, CA 92101          Telephone: (619) 239-4599          Facsimile: (619) 234-4599          byrd@whafh.com</p> <p>Jon Tostrud          TOSTRUD LAW GROUP, PC          1925 Century Park East, Suite 2100          Los Angeles, CA 90067          Telephone: 310/278-2600          Facsimile: 310/278-2640          jtostrud@tostrudlaw.com</p> <p>Erik H. Langeland          ERIK H. LANGELAND, P.C.          733 Third Avenue, 16th Floor          New York, NY. 10017          Telephone: (212) 354-6270          elangeland@langelandlaw.com</p> <p><b>Attorneys for Plaintiff Vickery</b></p>
<p><b><i>Sorensen v. 23andMe, Inc.</i></b>          (Case No. 5:23-cv-05677-EMC)  <b>Northern District of California</b></p> <p>M. Anderson Berry          Gregory Haroutunian          Brandon P. Jack          CLAYEO C. ARNOLD          865 Howe Avenue          Sacramento, CA 95825          Telephone: (916) 239-4778          Facsimile: (916) 924-1829          aberry@justice4you.com          gharoutunian@justice4you.com          bjack@justice4you.com</p> <p>William B. Federman</p>	<p><b><i>Doe v. 23andMe, Inc.</i></b>          (Case No. 3:23-cv-05717-EMC)  <b>Northern District of California</b></p> <p>ROBBINS GELLER RUDMAN          &amp; DOWD LLP          DOROTHY P. ANTULLIS*          STUART A. DAVIDSON*          LINDSEY H. TAYLOR*          NICOLLE B. BRITO          ALEXANDER C. COHEN*          NICOLLE B. BRITO          225 NE Mizner Boulevard, Suite 720          Boca Raton, FL 33432          Telephone: 561/750-3000          561/750-3364 (fax)</p>



<p>FEDERMAN &amp; SHERWOOD 10205 N. Pennsylvania Ave. Oklahoma City, OK 73120 -and- 212 W. Spring Valley Road Richardson, Texas 75081 Telephone: (405) 235-1560 Facsimile: (405) 239-2112 <a href="mailto:wbf@federmanlaw.com">wbf@federmanlaw.com</a></p> <p><b>Attorneys for Plaintiff Sorensen</b></p>	<p>THE GRANT LAW FIRM, PLLC LYNDA J. GRANT* 521 Fifth Avenue, 17th Floor New York, NY 10175 Telephone: 212/292-4441 212/292-4442 (fax)</p> <p>LONGMAN LAW, P.C. HOWARD T. LONGMAN* 354 Eisenhower Parkway, Suite 1800 Livingston, NJ 07039 Telephone: 973/994-2315 973/994-2319 (fax)</p> <p><b>Attorneys for John Doe</b></p>
<p><b><i>Briana Dube v. 23andMe, Inc.</i></b> (Case No. 5:23-cv-05768-EMC) <b>Northern District of California</b></p> <p>John J. Nelson MILBERG COLEMAN BRYSON PHILLIPS GROSSMAN, LLC 402 W. Broadway, Suite 1760 San Diego, CA 92101 Telephone: (858) 209-6941 Fax: (858) 209-6941 Email: <a href="mailto:jnelson@milberg.com">jnelson@milberg.com</a></p> <p>Jason P. Sultzer, Esq. ** 270 Madison Avenue, Suite 1800 New York, NY 10016 Tel: (845) 483-7100 Fax: (888) 749-7747 <a href="mailto:sultzerj@thesultzerlawgroup.com">sultzerj@thesultzerlawgroup.com</a></p> <p>Charles E. Schaffer, Esq. ** LEVIN SEDRAN &amp; BERMAN 510 Walnut Street, Suite 500 Philadelphia, PA 19106 Tel: 215-592-1500 <a href="mailto:cschaffer@lfsblaw.com">cschaffer@lfsblaw.com</a></p> <p><b>Attorneys for Plaintiff Dube the Proposed Class</b></p>	<p><b><i>Andrizzi v. 23andMe, Inc.</i></b> (Case No. 5:23-cv-05198) <b>Northern District of California</b></p> <p>Daniel Srourian, Esq. SROURIAN LAW FIRM, P.C. 3435 Wilshire Blvd., Suite 1710 Los Angeles, California 90010 Telephone: (213) 474-3800 Facsimile: (213) 471-4160 Email: <a href="mailto:daniel@slfla.com">daniel@slfla.com</a></p> <p><b>Attorneys for Plaintiff Andrizzi</b></p>
<p><b><i>Brandon Molina v. 23andMe, Inc.</i></b> (Case No. 5:23-cv-05779-EMC)</p>	<p><b><i>Tracy Scott v. 23andMe Holding Co., 23andMe, Inc.</i></b></p>

<p><b>Northern District of California</b></p> <p>Daniel E. Barenbaum Christina M. Sarraf 425 California Street, Suite 2300 San Francisco, CA 94104 Telephone: (415) 433-3200 Facsimile: (415) 433-6382 Email: dbarenbaum@bermantabacco.com csarraf@bermantabacco.com Patrick T. Egan Steven J. Buttacavoli BERMAN TABACCO One Liberty Square Boston, MA 02109 Telephone: (617) 542-8300 Facsimile: (617) 542-1194 Email: pegan@bermantabacco.com sbuttacavoli@bermantabacco.com</p> <p><b>Attorneys for Plaintiff Molina</b></p>	<p>(Case No. 3:23cv5980) <b>Northern District of California</b></p> <p>LEXINGTON LAW GROUP Mark N. Todzo Patrick R. Carey Meredyth L. Merrow 503 Divisadero Street San Francisco, CA 94117 Telephone: (415) 913-7800 Facsimile: (415) 759-4112 mtodzo@lexlawgroup.com</p> <p>Joseph P. Guglielmo Carey Alexander SCOTT+SCOTT ATTORNEYS AT LAW LLP The Helmsley Building 230 Park Avenue, 17th Floor New York, NY 10169-1820 Telephone: (212) 223-6444 Facsimile: (212) 223-6334 jguglielmo@scott-scott.com calexander@scott-scott.com</p> <p><b>Attorneys for Plaintiff Scott</b></p>
<p><b><i>Ioffe v. 23andMe, Inc.</i></b> (Case No. 5:23-cv-06205) <b>Northern District of California</b></p> <p>SCHUBERT JONCKHEER &amp; KOLBE LLP ROBERT C. SCHUBERT (rschubert@sjk.law) AMBER L. SCHUBERT (aschubert@sjk.law) 2001 Union St, Ste 200 San Francisco, CA 94123 Tel: (415) 788-4220 Fax: (415) 788-0161</p> <p><b>Attorneys for Plaintiff Ioffe</b></p>	<p><b><i>Rivers v. 23andMe Holding Co., 23andMe, Inc.</i></b> (Case No. 3:23-cv-06481) <b>Northern District of California</b></p> <p>AZRA MEHDI (SBN 220406) azram@themehdifirm.com The Mehdi Firm, PC 95 Third Street 2nd Floor No. 9122 San Francisco, CA 94103 Ph/Fax: (415) 905-8880 John C. Herman jherman@hermanjones.com Candace N. Smith csmith@hermanjones.com</p> <p>HERMAN JONES LLP 3424 Peachtree Road N.E., Suite 1650 Atlanta, Georgia 30326</p>

	<p>Telephone: (404) 504-6500 Facsimile: (404) 504-6501</p> <p><b>Attorneys for Plaintiffs Rivers and the Proposed Class</b></p>
<p><b><i>Melissa Ryan v. 23andMe Inc.</i></b> (Case No. 3:23-cv-5968) <b>Northern District of California</b></p> <p>GLANCY PRONGAY &amp; MURRAY LLP Marc L. Godino 1925 Century Park East Suite 2100 Los Angeles, CA 90067 Telephone: (310) 201-9150 Facsimile: (310) 432-1495 Email: mgodino@glancylaw.com</p> <p>Brian P. Murray GLANCY PRONGAY &amp; MURRAY LLP 230 Park Avenue, Suite 358 New York, NY 10169 Tel: (212) 682-5340 Fax: (212)-884-0988 bmurray@glancylaw.com</p> <p>LAW OFFICE OF PAUL C. WHALEN, P.C. Paul C. Whalen 768 Plandome Road Manhasset, NY 11030 Tel.: (516) 426-6870 paul@paulwhalen.com</p> <p><b>Attorneys for Plaintiff Ryan and the Proposed Class</b></p>	<p><b><i>Dhaman Gill v. 23andMe, Inc.</i></b> (Case No. 8:23-cv-02387-FWS-DFM) <b>Central District of California</b></p> <p>Michael R. Reese mreese@reesellp.com REESE LLP 100 West 93rd Street, 16th Floor New York, New York 10025 Telephone: (212) 643-0500</p> <p>George V. Granade ggranade@reesellp.com REESE LLP 8484 Wilshire Boulevard, Suite 515 Los Angeles, California 90211 Telephone: (310) 393-0070</p> <p>Kevin Laukaitis klaukaitis@laukaitislaw.com LAUKAITIS LAW LLC 954 Avenida Ponce De Leon Suite 205, #10518 San Juan, PR 00907 Telephone: (215) 789-4462</p> <p><b>Attorneys for Plaintiff Dhaman Gill</b></p>
<p><b><i>Bacus v. 23andMe, Inc.</i></b> (Case No. 1:23-cv-16828) <b>Northern District of Illinois</b></p> <p>Andrea Gold Hassan A. Zavareei hzavareei@tzlegal.com Glenn E. Chappell gchappell@tzlegal.com David W. Lawler dlawler@tzlegal.com</p>	



Leora N. Friedman lfriedman@tzlegal.com TYCKO & ZAVAREEI LLP 2000 Pennsylvania Avenue NW Suite 1010 Washington, D.C. 20006 Telephone: (202) 973-0900 Facsimile: (202) 973-0950	
---	--

**Attorneys for Plaintiff Michele Bacus**

DATED: December 22, 2023

GREENBERG TRAURIG, LLP

By: /s/ Ian C. Ballon

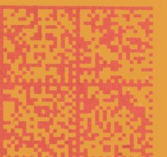
Ian C. Ballon  
GREENBERG TRAURIG, LLP  
Ballon@gtlaw.com  
1900 University Avenue, 5th Floor  
East Palo Alto, California 94303  
Tel: 650-289-7881; Fax: 650-462-7881  
Attorneys for Defendant, 23andMe, Inc., 23andMe  
Pharmacy Holdings, Inc., 23andMe Holding Co.

Greenberg Traurig, LLP  
1840 Century Park East | Suite 1900 | Los Angeles, CA 90067-2121

To:

Clerk of Court

Everett McKinley Dirksen United States  
Courtthouse  
219 South Dearborn Street  
Chicago, IL 60604



**US POSTAGE**  
  
**and PITNEY BOWES**  
 ZIP 90026 \$ 003.03<sup>0</sup>  
 02 4W  
 000003792222DEC 22 2023